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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,
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12 Plaintiff,
13
14 v.
15 CHRISTOPHER PATTERSON,
16 Defendant.

CASE NO. 1:20-CR-00107-DAD-BAM

STIPULATION TO CONTINUE STATUS
CONFERENCE AND TO EXCLUDE TIME
UNDER SPEEDY TRIAL ACT; FINDINGS AND
ORDER

DATE: November 10, 2021
TIME: 1:00 p.m.
COURT: Hon. Barbara A. McAuliffe

17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
19 through defendant's counsel of record, hereby stipulate as follows:

- 20 1. By previous order, this matter was set for status on November 10, 2021.
21 2. By this stipulation, defendant now moves to continue the status conference until March 9,
22 2022, and to exclude time between November 10, 2021, and March 9, 2022, under 18 U.S.C.
23 § 3161(h)(1)(A) & B(iv) [Local Code T4].

24 3. The parties agree and stipulate, and request that the Court find the following:

25 a) The government has represented that the discovery associated with this case has
26 been either produced directly to counsel and/or made available for inspection and copying.

27 b) Counsel for defendant desires additional time to consult with his client, to review
28 the current charges, to conduct investigation and research related to the charges, to review
discovery for this matter, and to discuss potential resolutions with his client and counsel for the

government, particularly in light of the review of contraband material.

c) Counsel for defendant believes that failure to grant the above-requested continuance would deny him the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

d) The government does not object to the continuance.

e) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of November 10, 2021 to March 9, 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(1)(A) & B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: November 2, 2021

PHILLIP A. TALBERT
Acting United States Attorney

/s/ LAURA D. WITHERS
LAURA D. WITHERS
Assistant United States Attorney

Dated: November 2, 2021

/s/ DAVID A. TORRES
DAVID A. TORRES
Counsel for Defendant
CHRISTOPHER PATTERSON

ORDER

IT IS SO ORDERED that the status conference is continued from November 10, 2021, to **March 9, 2022, at 1:00 p.m. before Magistrate Judge Barbara A. McAuliffe**. Time is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv).

IT IS SO ORDERED.

Dated: **November 2, 2021**

/s/ *Barbara A. McAuliffe*
UNITED STATES MAGISTRATE JUDGE